

JUN 27 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: FITZGERALD, Stephen et al
Serial No: 10/672/060
Title: TUBULAR BASEBALL BATS WITH VARIABLE BARRELS
Examiner: MARK S. GRAHAM
Art Unit: 3711
Confirmation No. 4727

JUNE 27, 2005

By Fax Only: 1-703-872-9306

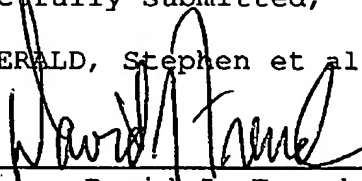
Commissioner for Patents
P.O. Box 1450
Alexandria, VA
22313-1450

Dear Sir:

PETITION FOR EXTENSION OF TIME
- 37 C.F.R. 1,136(a) -

The applicant hereby formally requests, pursuant to CFR Title 37, Section 1.136, an extension of time of two months beyond the period set by the Examiner's Office Action to permit the filing of this response. Please deduct the requisite fee of \$225.00 (for a small entity) from our Deposit Account 503035. Any fee deficiencies may be deducted from our Deposit Account 503035.

06/29/2005 SFELEKE1 00000082 503035 10672060
01 FC:2252 225.00 DA

Respectfully submitted,
FITZGERALD, Stephen et al
per 
David J. French
Reg. No. 31229

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BEFORE THE UNITED STATES PATENTS AND TRADEMARKS OFFICE**RECEIVED
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Inventor: Stephen Fitzgerald et al

Serial No: 10/672,060

Filed: 29 September, 2003

Title: TUBULAR BASEBALL BATS WITH VARIABLE BARRELS

Confirm. No.: 4727

Art Unit: 3711

Our File: CECOM-04.US (2043-3-04-10)

June 27, 2005

By Fax 1-703-872-9306

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450 USA

Dear Sir:

Certificate of Facsimile Transmission

I, the undersigned Registered Patent Attorney, hereby certify that the documents delivered herewith are being transmitted by telephone facsimile to the United States Patent and Trademark Office on the above date.

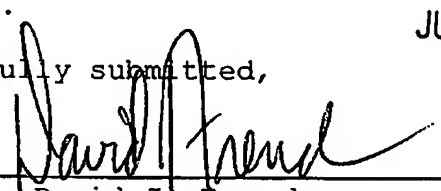
The documents being transmitted are as follows:
Cover letter with:

- 1) Response to Office Action;
- 2) Petition for extension of time.

**RECEIVED
OIPE/IAP****JUN 29 2005**

Respectfully submitted,

Per


David J. French
Reg. No. 31,229

— such documents have been transmitted in accordance with the particulars on the attached telefax confirmation sheet.

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